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SENATE BILL 2870 By
Springer

HOUSE BILL 2968
By Jackson

AN ACT to amend Tennessee Code Annotated, Title 56 and Title 71, relative to certain high cost populations of TennCare enrollees.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 71, Chapter 5, Part 1, is amended by adding the following as a new section to be appropriately designated:

Section _____. (a) The state of Tennessee shall not contract with a managed care organization for the provision of services to high-cost enrollees in the TennCare program as a part of a contract to provide the full range of services to the general population of TennCare enrollees. For any such contract in existence on the effective date of this act, the state is directed to exercise appropriate termination provisions to be effective December 31, 2000, or the state is directed to amend any such contract to exclude services to high cost enrollees after such date.

(b) By January 1, 2000, the state of Tennessee shall enter into a separate contract with a managed care organization or organizations for the provision of services

to members of the TennCare enrollee population who are designated as high-cost enrollees as a part of the TennCare waiver for the provision of medical assistance.

(c) For the purposes of this section, "high-cost enrollee" means enrollees under care for transplants, severe burns, premature births, cancer, catastrophic accidents and such other cases as the commissioner of health determines by rule to represent high-cost populations.

(d) If the provisions of this section conflict with the provisions of any applicable federal waiver concerning medical assistance services delivered pursuant to Title 71, Chapter 5, Part 1, then the commissioner of health is directed to seek an appropriate modification or amendment to such waiver to permit the implementation of this section.

(e) If any necessary waiver cannot be obtained by December 31, 2000, the provisions of subsections (a) and (b) shall take effect sixty (60) days after the approval of the waiver amendment or modification.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it. This act applies to contracts entered into, renewed, or amended on or after the effective date of this act, the public welfare requiring it.